

## **BOARD MEETING**

**January 25, 2010**

The Board of Mayor and Aldermen of the City of Tullahoma, Coffee and Franklin Counties, Tennessee met in a regular session at the Municipal Building, in Tullahoma, on Monday, January 25, 2010, at 5:30 p.m., with Mayor Troy Bisby presiding and the following named members of the Board of Mayor and Aldermen: James Blanks, James Eads, Jerry Mathis, Mike Norris Greg Sandlin and Mike Stanton. All seven Board members were present.

Louis J. Baltz, City Administrator; Randall Morrison, City Attorney; and Rosemary Womack, City Recorder; were also present at the meeting.

The meeting was opened with an invocation delivered by Dr. Wayne Wester and he led the pledge of allegiance to the flag.

### **PROCLAMATIONS, AWARDS, AND SPECIAL PRESENTATIONS -**

Mayor Bisby read a proclamation designating the week of January 24, 2010 as School Board Appreciation Week. He then presented the proclamation to Ms. Rosie Graham, Ms. Vickie Shelton and Ms. Teresa A. Lawson of the Tullahoma School Board.

### **COMMENDATIONS AND CERTIFICATES -**

Mayor Bisby presented Mr. Ben Blowers (a Boy Scout) a Certificate of Appreciation for the work that he has done at the Short Springs Nature area.

### **COMMENTS FROM CITIZENS -**

Ms. Patra Escue, 208 South Jefferson Street, First Vice President/Chairman of the American Legion Auxiliary, stated that she did not want the Board to vote to stop allowing groups to solicitations for funds at traffic lights.

Ms. Pat Outlaw, 308 Jefferson Street, President of the American Legion Auxiliary, stated that without these roadblocks, the fund raisers for the veterans are lost and the American Legion Auxiliary cannot survive. Among other things, the American Legion Auxiliary sponsors four parties a year at the Alvin C. York Hospital with 33 residents, the monies are also used to purchase 100 Christmas boxes for the City's needy. She asked the Board to allow the roadblocks for the raising of funds for these projects.

Mr. Ed Magee, 215 Cumberland Oaks Ave., Marine Corps League Commandant, stated that he does not want to see the collections stopped since they use the monies collected to help Veterans.

Mr. Robert Reid, 111 Regan Street, stated he lives near the intersection of Cedar Lane and Lincoln Streets and he does want to see the corner collections stopped.

## **REPORTS FROM MEMBERS OF THE BOARD OF MAYOR AND ALDERMEN**

**ALDERMAN SANDLIN** – Mr. Sandlin said he went to the Tullahoma Airport Authority meeting. He also attended the Coffee County Industrial Board meeting. Mr. Sandlin stated he was at the Planning Commission meeting. He said we went to the Tullahoma Housing Authority meeting. Mr. Sandlin stated that he attended the annual membership celebration for the Tullahoma Chamber of Commerce

**ALDERMAN STANTON** – Mr. Stanton said he went to the Tullahoma Pride Committee meeting and he also attended the annual Chamber of Commerce dinner.

**ALDERMAN MATHIS** – Mr. Mathis stated that he attended the Planning Commission meeting.

**ALDERMAN EADS** – Mr. Eads stated that he attended the Duck River Utility Commission meeting.

**ALDERMAN BLANKS** – Mr. Blanks said he attended the School Board work session meeting. He also was at the Tullahoma Economic Steering Development Committee Meeting. Mr. Blanks attended the annual Tullahoma Chamber of Commerce banquet.

**MAYOR PRO TEM NORRIS** – Mr. Norris stated that he attended the annual membership celebration for the Tullahoma Chamber of Commerce.

**MAYOR BISBY** – Mayor Bisby said he attended the annual Chamber of Commerce dinner. He also went to an Industrial Board appreciation luncheon today in Nashville.

**REPORT FROM THE CITY ATTORNEY** – Randall Morrison reminded the Board of Mayor and Aldermen of their attorney client meeting immediately following this meeting tonight.

**REPORT FROM THE CITY ADMINISTRATOR** – Mr. Jody Baltz asked if the Board would consider adding an item to agenda for discussion tonight. He asked if they would add Item No. 10-13 Coffee County Emergency Medical

Services Agreement and the First Responder Protocols, under new business after Item No. 10-12.

A motion was made by Mr. Sandlin and seconded by Mr. Norris to add Item No. 10-13 Coffee County Emergency Medical Services Agreement and First Responder Protocols to the agenda.

On roll call all members present voted aye and it was so ordered.

## **CONSENT AGENDA**

### **AGENDA ITEM 10-01 - MINUTES OF JANUARY 11, 2010 REGULAR MEETING.**

A motion was made by Mr. Blanks and seconded by Mr. Mathis to approve the consent agenda as presented.

On roll call all members present voted aye and it was so ordered.

## **OLD BUSINESS -**

**ORDINANCE NO. 1395 - AN ORDINANCE TO ANNEX CERTAIN TERRITORY AND TO INCORPORATE SAME WITHIN THE CORPORATE BOUNDARIES OF THE CITY OF TULLAHOMA, TENNESSEE,** for passage on the second and final reading.

Mayor Bisby read the caption of Ordinance No. 1395.

Planning and Codes Director, Dwayne Hicks gave some background information.

A motion was made by Mr. Norris and seconded by Mr. Sandlin to approve Ordinance No. 1395 (the annexation of 571 Parkway Road, applicant Rodney and Linda Robertson) for passage on the second and final reading.

On roll call all members presented voted aye and it was so ordered.

## **NEW BUSINESS**

### **ITEM NO. 10-09 - APPOINTMENT /REAPPOINTMENT TO TULLAHOMA AIRPORT AUTHORITY**

Mayor Bisby read the caption of Agenda Item 10-09.

Mayor Bisby gave the background information.

A motion was made by Mr. Norris and seconded by Mr. Mathis to reappoint General John Miller to the Tullahoma Airport Authority for another term of five (5) years.

On roll call all members presented voted aye and it was so ordered.

**ORDINANCE NO. 1396 - AN ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF TULLAHOMA, TENNESSEE BY REPEALING SECTION 5-113 OF CHAPTER 1 (IN GENERAL) OF TITLE 5 (MUNICIPAL FINANCE AND TAXATION) IN ITS ENTIRETY AND SUBSTITUTING IN LIEU THEREOF A NEW SECTION 5-113 OF CHAPTER 1 REGARDING APPLICATION FOR PERMITS, LICENSES, AND OR PRIVILEGES - PAYMENT OF ALL DELINQUENT CHARGES, TAXES, AND FEES,** for passage on the first of three readings.

Mayor Bisby read the caption of Ordinance No. 1396.

City Administrator, Jody Baltz, gave the background information.

A motion was made by Mr. Eads and seconded by Mr. Stanton to pass Ordinance No. 1396 on the first of three readings.

On roll call all members presented voted aye and it was so ordered.

**ORDINANCE NO. 1397 - AN ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF TULLAHOMA, TENNESSEE BY REPEALING SECTION 17-118 OF CHAPTER 1 (IN GENERAL) OF TITLE 17 (REFUSE) IN ITS ENTIRETY AND SUBSTITUTING IN LIEU THEREOF A NEW SECTION 17-118 OF CHAPTER 1 REGARDING DELINQUENT WASTE COLLECTION FEES-PENALTIES,** for passage on the first of three readings

Mayor Bisby read the caption of Ordinance No. 1397.

City Administrator, Jody Baltz, gave the background information.

A motion was made by Mr. Sandlin and seconded by Mr. Blanks to pass Ordinance No. 1397 on the first of three readings.

On roll call all members presented voted aye and it was so ordered.

**RESOLUTION NO. 1452 – A RESOLUTION AUTHORIZING THE CITY OF TULLAHOMA TO SUBMIT AN APPLICATION TO PARTICIPATE IN ‘TENNESSEE DOWNTOWNS’, A PROGRAM OF THE TENNESSEE DEPARTMENT OF ECONOMIC AND COMMUNITY DEVELOPMENT,** for adoption.

Mayor Bisby read the caption of Resolution No. 1452.

Alderman Stanton gave the background information.

A motion was made by Mr. Stanton and seconded by Mr. Norris that this Board endorse the submission of this application for the “Tennessee Downtowns program” as offered by the Tennessee Department of Economic and Community Development: that the City endorse the revitalization of the downtown commercial district, that the City approve and endorse the Tullahoma Pride Committee as the required City sponsored Volunteer Steering Committee and that the City endorse the Volunteer Steering Committee’s participation in all required meetings for the Tennessee Downtowns program, as stated in the resolution.

On roll call all members presented voted aye and it was so ordered.

**RESOLUTION NO. 1453 – A RESOLUTION AUTHORIZING THE AMENDMENT OF THAT CERTAIN LOAN AGREEMENT, DATED AUGUST 6, 2008, HERETOFORE EXECUTED BY THE CITY OF TULLAHOMA, TENNESSEE, IN CONNECTION WITH A LOAN FROM THE PUBLIC BUILDING AUTHORITY OF THE CITY OF CLARKSVILLE, TENNESSEE, IN THE AMOUNT OF \$12,084,000,** for adoption.

Mayor Bisby read the caption of Resolution No. 1453.

City Administrator, Jody Baltz gave the background information.

A motion was made by Mr. Norris and seconded by Mr. Mathis to approve Resolution No. 1453 which amends the TMBF repayment schedule.

On roll call all members presented voted aye and it was so ordered.

**RESOLUTION NO. 1454 – A RESOLUTION OF THE CITY OF TULLAHOMA, TENNESSEE AUTHORIZING THE MAYOR, CITY ADMINISTRATOR AND/OR CITY ATTORNEY FOR THE CITY OF TULLAHOMA TO NEGOTIATE FOR, OR TO INSTITUTE EMINENT DOMAIN PROCEEDINGS AND/OR INSTITUTE OR INTERVENE IN ANY OTHER NECESSARY LEGAL ACTIONS FOR THE ACQUISITION OF ANY AND ALL NECESSARY RIGHTS-OF-WAY AND EASEMENTS FOR THE CONSTRUCTION AND MAINTENANCE OF ROADWAY, UTILITY AND DRAINAGE IMPROVEMENTS ON CEDAR LANE,** for adoption.

Mayor Bisby read the caption of Resolution No. 1454.

City Administrator, Jody Baltz gave the background information.

A motion was made by Mr. Sandlin and seconded by Mr. Norris to adopt Resolution No. 1454.

On roll call all members presented voted aye and it was so ordered.

**ORDINANCE NO. 1398 - AN ORDINANCE TO REPEAL CHAPTER 3, SECTION 9 OF THE MUNICIPAL CODE OF THE CITY OF TULLAHOMA AND SUBSTITUTING IN LIEU THEREOF A NEW CHAPTER 3, SECTION 9 CHARITABLE, EDUCATIONAL AND RELIGIOUS SOLICITATIONS,** for passage on the first of two readings.

Mayor Bisby read the caption of Ordinance No. 1398.

Mayor Bisby gave the background information.

A motion was made by Mr. Norris and seconded by Mr. Eads to adopt Ordinance No. 1398 on the first of two readings.

A discussion evolved among the Board members. Then Mayor Pro-Tem called the question.

On roll call all members presented voted as follows:

AYE: Bisby, Eads, Norris, Sandlin, Stanton

NAY: Blanks, Mathis

The vote being Five (5) ayes and two (2) nays, the motion passed and it was so ordered.

#### **ITEM NO. 10-10 - RESCHEDULING BMA MEETING**

Mayor Bisby read the caption of Agenda Item 10-10.

City Administrator, Jody Baltz gave the background information.

A motion was made by Mr. Norris and seconded by Mr. Stanton to reschedule the BMA meeting from Monday, March 8, 2010 to Tuesday March 9, 2010.

On roll call all members presented voted aye and it was so ordered.

**ITEM NO. 10-11 – SET PUBLIC HEARING FOR THE ANNEXATION OF 845 HOLT LANE**

Mayor Bisby read the caption of Agenda Item 10-11.

Planning and Codes Director, Dwayne Hicks gave the background information.

A motion was made by Mr. Stanton and seconded by Mr. Norris to set a public hearing on February 22, 2010 regarding the annexation request of Roger Scott for the property located at 845 Holt Lane.

On roll call all members presented voted aye and it was so ordered.

**ITEM NO. 10-12 – SET PUBLIC HEARING FOR THE REZONING OF 104 SOUTHSIDE ST. FROM R-3 HIGH DENSITY RESIDENTIAL DISTRICT TO C-2 GENERAL COMMERCIAL DISTRICT, MS. BETTY VIRGINIA LOWE MARTIN, APPLICANT.**

Mayor Bisby read the caption of Agenda Item 10-12.

Planning and Codes Director, Dwayne Hicks gave the background information.

A motion was made by Mr. Norris and seconded by Mr. Sandlin to set a public hearing on February 22, 2010 regarding the re-zoning of 102 and 104 Southside Street from R-3 High Density Residential District to C-2 General Commercial District.

On roll call all members presented voted aye and it was so ordered.

**ITEM NO. 10-13 COFFEE COUNTY EMERGENCY MEDICAL SERVICES AGREEMENT AND COFFEE COUNTY EMS FIRST RESPONDER PROTOCOLS.**

Mayor Bisby read the caption of agenda Item 10-13.

City Administrator, Jody Baltz gave the background information.

A motion was made by Mr. Norris and seconded by Mr. Blanks to approve the agreement and to authorize the Mayor to execute the agreement, subject to the changes recommended by Mayor Bisby; Louis J. Baltz, City Administrator; Randall Morrison, City Attorney; Fire Chief Shasteen and Alderman Eads.

On roll call all members presented voted aye and it was so ordered.

There being no further business to come before the Board of Mayor and Aldermen at this time the Board Meeting adjourned at 7:14 p.m.

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**CITY RECORDER**

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**MAYOR**



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